

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
EASTERN DIVISION**

JON SPENGLER,

Plaintiff,

v.

WORTHINGTON CYLINDERS,

Defendant.

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**Case No. 05-CV-481
JUDGE ALGENON L. MARBLEY
Magistrate Judge Terence P. Kemp**

VERDICT FORM

We, the jury, having been duly empaneled and sworn, find the following:

1. Did Mr. Spengler complain to Worthington Cylinders in good faith about age discrimination in its workplace?

Yes ✓ No

If the answer to question 1 is "yes," proceed to question 2. If the answer to question 1 is "no," stop now.

2. Was Worthington Cylinders aware of Mr. Spengler's complaint of age discrimination at the time it made the decision to discharge him?

Yes ✓ No

If the answer to question 2 is "yes," proceed to question 3. If the answer to question 2 is "no," stop now.

3. Was Mr. Spengler's complaint of age discrimination a motivating factor in Worthington Cylinders's decision to discharge him?

Yes ✓ No

If the answer to question 3 is "yes," proceed to question 4. If the answer to question 3 is "no," stop now.

4. Is Mr. Spengler entitled to damages to compensate him for his loss of wages?

Yes ✓ No

If the answer to question 4 is "yes," proceed to question 5. If the answer to question 4 is "no," stop now.

5. What amount will fairly compensate Mr. Spengler for his lost wages (excluding liquidated damages)?

\$ 21,994 (write in dollar amount)

Please proceed to question 6.

6. Was Worthington Cylinders's conduct "willful" such that Mr. Spengler is entitled to liquidated damages?

Yes ✓ No